

CITY OF LOMA LINDA

CITY COUNCIL ACTIONS

ADJOURNED REGULAR MEETING OF OCTOBER 3, 2005

A. Call To Order

5:07 p.m.

B. Roll Call

All present.

5:07

C. Items To Be Added Or Deleted

Added a closed session pursuant to Government Code Section 54956.9(c), based on existing facts and circumstances, the legislative body has decided to initiate or is deciding whether to initiate litigation with reference to State of California ex rel. Nora Armenta v. James Jones Company et al., Case No. BC 173487.

D. Oral Reports/Public Participation - Non-Agenda Items (Limited to 30 minutes; 3 minutes allotted for each speaker)

None.

5:09

E. Conflict of Interest Disclosure - Note agenda item that may require member abstentions due to possible conflicts of interest

Mayor Petersen and Councilman Ziprick declared possible conflicts of interest on Items 1, 2, & 3; Mayor pro tempore Brauer declared a possible conflict of interest regarding Item 3. It was noted that relating to Item 2, determination was made that Mayor pro tempore Brauer would sit to constitute a quorum and vote; Mayor Petersen and Councilman Ziprick would not participate. Since Item 1 was related, the same would apply.

E. Scheduled And Related Items

5:10-5:18

1. Request to modify the issuer fee in connection with LLUMC bond financing

Denied.

5:18-5:27

2. **Public Hearing** –Loma Linda University Medical Center Hospital Revenue Bonds, Series 2005A in an amount not to exceed \$200,000,000 (Continued from September 27) **[Bond Counsel]**
 - a. Council Bill #R-2005-52 – Authorizing the issuance and Sale of Series 2005A Hospital Revenue Bonds; the execution and delivery of certain documents and certain other related matters

Adopted Resolution No. 2418.

- b. Council Bill #R-2005-53 – Approving the issuance and sale of the Hospital Revenue Bonds Series 2005A for the purpose of refunding all or a portion of prior bonds and to finance the seismic upgrade and retrofitting of and other capital costs at LLUMC

1. Amended and Restated Bond Indenture relating to Series 1999-A Bonds
2. Amended and Restated Project Agreement relating to the Series 1999-A Bonds
3. Bond Indenture related to the Series 2005A Bonds
4. Loan Agreement related to the Series 2005A bonds
5. Four substantially identical forms of escrow agreements relating to the refunding of four outstanding series of bonds (1992-A, 1993-A, 1993-B, 1993-C) with the Series 2005A bond proceeds
6. Bond Purchase Contract
7. Form of a Preliminary Official Statement

Adopted Resolution No. 2419.

5:27-5:33

3. Request from Loma Linda University to contribute \$2,000 in sponsorship of the Second Annual American Health Care Congress to be held at the DoubleTree Hotel, Ontario, on October 18 [**Mayor**]

Rule of Necessity invoked resulting in Mayor pro tempore sitting to constitute a quorum and vote. Approved contributing \$2,000 and authorized a budget adjustment.

5:33-6:40

4. Discussion relating to SANBAG local jurisdiction requirements for fair share development contributions

No action required.

6:40-6:47

5. **Closed Session** – Conference with Legal Counsel and Real Property Negotiators (Government Code Section 54956.8)
 - a. Property: APN 0293-052-15 – 24.7 acres south of Beaumont Avenue, east of Hulda Crooks Park
 - Negotiators: Dennis R. Halloway, Robert Morningstar
 - Under Negotiation: Price and terms of payment

Gave direction to Negotiator.

ADDED ITEM: Authorized City Manager to join in litigation and approved Retainer Agreement between the City of Loma Linda, Phillips & Cohen and Irell & Manella LLP.

- G. Reports of Councilmen** (This portion of the agenda provides City Council Members an opportunity to provide information relating to other boards/commissions/committees to which City Council Members have been appointed).

None.

- H. Reports Of Officers** (This portion of the agenda provides Staff the opportunity to provide informational items that are of general interest as well as information that has been requested by the City Council).

None.

- I. Adjournment**

6:47 p.m.